

**DEC 01 2004**601 SW SECOND AVENUE, #1900  
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www.bannerwitcoff.com**BANNER & WITCOFF, LTD.**  
INTELLECTUAL PROPERTY LAW**FACSIMILE TRANSMITTAL SHEET****To:**  
Examiner K. Tran**FROM:**  
Byron S. Kuzara**COMPANY:**  
U.S.P.T.O.**DATE:**  
December 1, 2004**FAX NUMBER:**  
703-872-9306**TOTAL NO. OF PAGES:**  
3**RE:**  
U.S. Serial No. 10/667,468**OUR REFERENCE NO.:**  
000407.00042*If you do not receive all page(s) or have any problems receiving this transmission, please call:***NAME:** Lesa Wolman**PHONE:** 503-425-6800**COMMENTS:**

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Respectfully submitted,

  
By: Byron S. Kuzara  
Registration Number 51,255  
Banner & Witcoff, Ltd.

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<i>In re</i> Application of	)	
	)	Group Art Unit: 3651
Toru SHIMODA, et al.	)	
	)	Examiner: Tran, K.
Serial Number 10/667,468	)	
	)	Attorney Reference: 000407.00042
Filed: September 23, 2003	)	
	)	
For: VENDING MACHINE	)	

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
Alexandria, VA 22313

Sir:

In response to the Restriction Requirement mailed November 2, 2004, the Applicants elect Species III, which relates to at least Figures 1 and 8, and submit that each of claims 1, 4, 6, 7, and 9 read on the elected species. This election is made without traverse.

As indicated by the Examiner, claim 1 is generic. The Applicants respectfully request, therefore, that claims associated with non-elected species be considered should claim 1 be allowed in a generic form. In addition, the Applicants reserve the right to file a divisional application regarding the subject matter of the non-elected claims.

This Response To Restriction Requirement is being timely filed by virtue of its facsimile transmission on December 1, 2004. Should additional fees or an extension of time be deemed necessary for consideration of this Response To Restriction Requirement, such fees or extension

are hereby requested and the Commissioner is authorized to charge deposit account number 19-0733 for the payment of the requisite fee. The Applicants respectfully await an examination on the merits.

Respectfully submitted,

By:   
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Dated: December 1, 2004